

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on March 2, 2004 at 7:11 p.m. after a 6:30 p.m. caucus session.

Mayor Carter presiding.

Mayor Carter led the Pledge of Allegiance to the United States of America.

The following members of the Council answered roll call: YEA Commissioner Mark Donnell, YEA Commissioner Harold Gambill, YEA Commissioner Jerrold Hesse, YEA Commissioner David Schilling, YEA Mayor David E. Carter.

Aneita Trame introduced Mattoon Middle School students involved with the Reading Committee. Christie Holtz, Heather Hall, Sara Curry, and Ashton Hesse presented the “Ready to Read Across Mattoon” book choice as Zach’s Lie by Roland Smith, and challenged the City of Mattoon to read the book.

Mayor Carter seconded by Commissioner Donnell moved to approve the minutes of the Regular Meeting held on February 17 and Special Meeting February 25, 2004.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Gambill moved to approve the bills and payroll for the last half of February.

General Fund

Payroll	\$ 212,055.42
Bills	<u>\$ 71,356.55</u>
Total	\$ 283,411.97

Hotel Tax Fund

Payroll	\$ 256.00
Bills	<u>\$ 892.79</u>
Total	\$ 1,148.79

Festival Management

Bills	<u>\$ 1,625.00</u>
Total	\$ 1,625.00

Capital Project

Bills	<u>\$ 1,961.39</u>
Total	\$ 1,961.39

Water Fund

Payroll	\$ 32,490.47
Bills	<u>\$ 26,274.45</u>

Total	\$ 58,764.92
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Sewer Fund

Payroll	\$ 37,555.70
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Bills	<u>\$ 26,066.52</u>
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Total	\$ 63,622.22
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Cemetery Fund

Payroll	\$ 3,876.87
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Bills	<u>\$ 461.89</u>
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Total	\$ 4,338.76
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Health Insurance Fund

Bills	<u>\$ 45,772.46</u>
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Total	\$ 45,772.46
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Motor Fund Tax Fund

Bills	<u>\$ 8,514.58</u>
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Total	\$ 8,514.58
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Water Fund

Bills	<u>\$ 170.00</u>
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\$ 170.00

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter gave approval for HOME Rehabilitation Project bills to be paid.

921 N 11 th Street	\$6,000	Illinois Custom Contractors (Partial Const.)
921 N 11 th Street	\$ 156	Fee Reim. (Filing Fees, Title, Termite Insp.)
921 N 11 th Street	\$ 500	CCRP & DC (Project Delivery)

Commissioner Hesse seconded by Commissioner Donnell moved to adopt Ordinance No. 2004-5175, directing the removal of traffic control devices where no longer warranted.

Mayor Carter opened the floor for discussion. Commissioner Hesse voiced his concern of the removal of the stop signs at DeWitt Avenue and 12th Street after conversing with Howell Asphalt Co. Commissioner Hesse suggested having the trucks route to 14th Street instead. Public Works Director David Wortman was to discuss with Howell Asphalt Co. the acceptance of entering on 14th Street and exiting on 12th Street. Council discussed the removal of DeWitt and 12th Street signals from the Ordinance on page one and page two section two.

Commissioner Hesse seconded by Mayor Carter moved to amend Ordinance No. 2004-5175 by removing DeWitt Avenue and 12th Street from the ordinance until further conversation with Howell Asphalt Company.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2004-5175

AN ORDINANCE DIRECTING THE REMOVAL OF TRAFFIC CONTROL DEVICES WHERE NO LONGER WARRANTED

WHEREAS, the City of Mattoon's Public Works Department and Police Department have completed traffic studies for each of the intersections in Table A, in accordance with City Ordinance No. 2003-5172; and,

WHEREAS, each of the intersections in Table A fail to meet the criteria stated in City Ordinance No 2003-5172 for an all-way stop intersection.

Table A: Intersections Failing to Meet All-way Stop Criteria

Dewitt Avenue	and	12th Street
Prairie Avenue	and	22nd Street
Prairie Avenue	and	32nd Street
Prairie Avenue	and	34th Street
Wabash Avenue	and	17th Street
Champaign Avenue	and	27th Street
Wabash Avenue	and	16th Street

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, AS FOLLOWS:

Section 1. The following sections of Schedule III of Chapter 74 of the City of Mattoon Code of Ordinances are hereby repealed:

(A) Where Stop Signs control the right of way at an Intersection.

2) The following intersections are all-way, four-way stop intersections:

Dewitt Avenue	and	12th Street
Prairie Avenue	and	22nd Street
Prairie Avenue	and	32nd Street
Prairie Avenue	and	34th Street
Wabash Avenue	and	17th Street

3) The following intersections are all-way, three-way stop intersections:

Champaign Avenue	and	27th Street

Wabash Avenue	and	16th Street
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Section 2: Schedule III of Chapter 74 of the City of Mattoon Code of Ordinances is hereby amended as follows:

4) The following intersections are two-way stop intersections:

12th Street	stops approaching	Dewitt Avenue
22nd Street	stops approaching	Prairie Avenue
Prairie Avenue	stops approaching	32nd Street
Prairie Avenue	stops approaching	34th Street
Wabash Avenue	stops approaching	17th Street
Wabash Avenue	stops approaching	16th Street

5) The following intersections are one-way stop intersections:

Champaign Avenue	stops approaching	27th Street	From the west
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Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hesse, seconded by Commissioner Donnell, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March, 2004

/s/ David E. Carter

David Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

/s/ Preston Owen

Susan O'Brien, City Clerk

Preston Owen, City Attorney

Recorded in the Municipality's Records on March 3, 2004

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion to amend Ordinance No. 2004-5175 carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Mayor Carter moved to approve the amended Ordinance No 2004-5175 carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Donnell seconded by Commissioner Schilling moved to adopt Special Ordinance 2004-1026, authorizing a mutual aid agreement between Shrader Ambulance Service of Arcola and the Mattoon Fire Department.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2004-1026

AN ORDINANCE AUTHORIZING A MUTUAL AID AGREEMENT BETWEEN SHRADER AMBULANCE SERVICE AND THE MATTOON FIRE DEPARTMENT

WHEREAS, it is in the interest of the municipality to be able to call upon resources of other public safety agencies for backup assistance when an emergency occurs that is beyond the capabilities of the staff and equipment of the Mattoon Fire Department; and

WHEREAS, such back up assistance is routinely provided by mutual aid agreement.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. The mayor is authorized to sign mutual aid agreement with the Shrader Ambulance Service, a copy of which is attached hereto and incorporated herein by reference.

Section 2. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 3. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Donnell, seconded by Commissioner Schilling, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on March 3rd, 2004.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Commissioner Gambill moved to adopt Special Ordinance 2004-1027, ratifying a Letter of Agreement with the Police Benevolent and Protection Association, Mattoon Unit 35, to enable 12 hour shifts for patrol officers.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2004-1027

AN ORDINANCE RATIFYING A LETTER OF AGREEMENT WITH THE POLICE BENEVOLENT PROTECTION ASSOCIATION, MATTOON UNIT 35, TO ENABLE 12-HOUR SHIFTS FOR PATROL OFFICERS

BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

Section 1. The mayor and city clerk are authorized to sign a Letter of Agreement with the Police Benevolent and Protective Association Unit 35, a copy of which is attached and incorporated by reference.

Section 2. This ordinance shall be effective upon its passage and approval as provided by law.

Upon motion by Commissioner Hesse, seconded by Commissioner Gambill, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David E.

Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on March 3rd, 2004.

Mayor Carter opened the floor. Commissioner Hesse stated he wanted Chief Joe Plummer to put the 12-hour shift into operation as soon as possible. City Administrator Richard Underkofler requested that each police officer sign off on the letter of agreement before the Mayor signs the agreement. Chief Plummer stated that three-fourths of the officers had already signed.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Hesse seconded by Commissioner Donnell moved to adopt Special Ordinance 2004-1028, ratifying the appointment of Brian Johnpeter to a “Technology Coordinator” position as well as an employment agreement and job description for the position.

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2004-1028

AN ORDINANCE RATIFYING THE APPOINTMENT OF BRIAN JOHANPETER TO A TECHNOLOGY COORDINATOR POSITION

BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. The City Council hereby approves a job description for a Technology Coordinator position, a copy of which is attached hereto and incorporated herein by reference.

Section 2. The City Council hereby ratifies the City Administrator’s appointment of Brian Johanpeter to the Technology Coordinator position as well as an employment agreement, a copy of which is attached hereto and incorporated herein by reference.

Section 3. This ordinance shall be deemed published as of the day of its adoption and approval by the City Council.

Section 4. This ordinance shall be effective upon its approval as provided by law.

Upon motion by Commissioner Hesse, seconded by Commissioner Donnell, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:
TO FORM:

APPROVED AS

/s/ Susan J. O’Brien

/s/ J. Preston Owen

Susan O’Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality’s Records on March 3rd, 2004.

Mayor Carter opened the floor for discussion. Mayor Carter and Commissioner Hesse expressed contentment with retaining Mr. Johanpeter.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Mayor Carter moved to adopt Resolution 2004-2542, adopting budget policies and strategies for the 2004/2005 fiscal year.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2004-2542

A RESOLUTION ADOPTING BUDGET STRATEGIES

FOR THE 2004/2005 FISCAL YEAR

WHEREAS, Ordinance 2002-5101 adopted by the City Council on February 19, 2002 adopted enabling state statutes for an annual budget in lieu of an appropriation ordinance so the Council could begin to constrain expenditures by limits of estimated revenues; and

WHEREAS, the Council desires to take timely and appropriate strategic action to mitigate another deficit condition in the General Fund in the context of declining state shared revenues and the property tax extension limitation; and,

WHEREAS, the Council’s various advisory groups were given notice of potential strategies to be adopted by this resolution and the Council has given due consideration to their recommendations.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, that the City Administrator is hereby directed to formulate a recommended budget for next fiscal year consistent with guides outlined on a paper titled “2004/2005 Budget Strategies”, a copy of which is attached hereto and incorporated herein by reference.

Upon motion by Commissioner Schilling, seconded by Mayor Carter, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O’Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on March 3rd, 2004.

Mayor Carter opened the floor for discussion. Commissioner Donnell stated he wanted to adopt strategies and not policies. Council discussed policies and strategies.

Commissioner Donnell seconded by Commissioner Schilling moved to amend the resolution to strike "policies" and line twelve of the resolution.

Mayor Carter declared the amendment carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Council further discussed the strategies. Mr. Michael Lucier requested to cut down his sugar maple tree, because he did not want to rake the seedlings and have to have the City's permission to remove the tree from his boulevard. No discussion was made at this time.

Mayor Carter declared the amended resolution carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Schilling moved to adopt Resolution 2004-2543, authorizing the City Attorney to file a "Request to Intervene" on behalf of the municipality appealing a tentative decision of the Coles County Board of Review to reduce the assessed value of real estate formerly occupied by Mattoon K-Mart with substitution of page two.

CITY OF MATTOON

RESOLUTION NO. 2004-2543

A RESOLUTION AUTHORIZING A "REQUEST TO INTERVENE" APPEALING A TENTATIVE DECISION OF THE COLES COUNTY BOARD OF REVIEW TO REDUCE THE ASSESSED VALUE OF REAL ESTATE FORMERLY OCCUPIED BY MATTOON K-MART

WHEREAS, the Coles County Board of Review has made a tentative decision to lower the 2003 assessed value for the real estate formerly occupied by Mattoon K-Mart by \$307,970 from \$1,108,000 to \$800,300; and

WHEREAS, the City of Mattoon has a substantial revenue interest in the consideration of this matter by the Board of Review.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, that the City Attorney is hereby authorized to file a request to intervene on its behalf of the municipality in appealing the tentative decision of the Coles County Board of Review pertaining to the 2003 Assessed Value of real estate owned by Balboa Plaza, L.P., Bill #06-0-00576-000.

Upon motion by Mayor Carter, seconded by Commissioner Schilling, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names): Commissioner Donnell, Commissioner Gambill

Commissioner Hesse, Commissioner Schilling

Mayor Carter

NAYS (Names): None

ABSENT (Names): None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

ATTEST:

APPROVED AS TO FORM

/s/ Susan J. O'Brien

/s/ J. Preston Owen

Susan O'Brien, City Clerk

J. Preston Owen, City Attorney

Recorded in the Municipality's Records on March 3rd, 2004.

Mayor Carter opened the floor for discussion. Administrator Underkofler reviewed the proposal to reduce taxes and the appraisal could be faulty due to possible lease payments from Kmart to the owner. Mayor Carter stated he wanted the owner to have the building occupied, not vacant. City Attorney Preston Owen stated the methodology was questionable and narrative of the appraisal was inconsistent.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Schilling seconded by Commissioner Hesse moved to adopt Resolution 2004-2544, authorizing changes to the Group Health Benefit Plan for Employees of the municipality pertaining to benefits provided during military leaves of absence as mandated by state and federal law.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2004-2544

A RESOLUTION APPROVING CHANGES TO THE SUMMARY PLAN DESCRIPTION

AND WRITTEN PLAN DOCUMENT FOR THE GROUP HEALTH BENEFIT PLAN

FOR EMPLOYEES AND RETIREES OF THE MUNICIPALITY TO BE

ADMINISTERED BY PERSONAL CARE

WHEREAS, the City Council has retained PersonalCare to be the third party administrator for the group medical and prescription drug benefit plan for employees and retirees of the municipality; and

WHEREAS, it was the intent of the City Council that the group medical and prescription drug benefit plan shall be substantially equivalent to the group health plan administered by Benefit Administrative Systems, Ltd., the predecessor third party administrator of the health plan for calendar year 2003, except as changed by agreements negotiated with the three collective bargaining units that represent the majority of the City's employees and requirements of the Employee Retirement Income Security Act of 1974 ("ERISA") Sections §102 and § 402; and

WHEREAS, ON February 17, 2004 the City Council approved the Summary Plan Description and Written Plan Document for the Group Health Benefit Plan as Resolution No. 2004-2534; and

WHEREAS, there are necessary changes to the Summary Plan Description and Written Plan Document in order for them to comply with the state and federal law related to plan coverage for employees while serving with the U. S. military and state militias; and

WHEREAS, these changes shall become effective January 1, 2004.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, that the Mayor and City Clerk are authorized to execute documents and take such other administrative action necessary to implement the attached changes to the summary plan description and written plan document for the Group Health Benefit Plan for employees and retirees of the municipality, a copy of the changes are attached hereto and incorporated herein by reference.

Upon motion by Commissioner Schilling seconded by Commissioner Hesse, adopted this 2nd day of March, 2004, by a roll call vote, as follows:

AYES (Names) Commissioner Donnell, Commissioner Gambill,

Commissioner Hesse, Commissioner Schilling,

Mayor Carter

NAY (Names) None

ABSENT (Names) None

Approved this 2nd day of March 2004.

/s/ David E. Carter

David E. Carter, Mayor

City of Mattoon, Coles County, Illinois

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Gambill seconded by Mayor Carter moved to approve Council Decision Request 2004-279, authorizing a \$15,300 contract with Sims Drilling company of Savoy to seal abandoned wells and a \$19,280 contract with Wallace Excavating of Sullivan to demolish abandoned well house structures at the Doran's Well Fields.

Mayor Carter opened the floor for discussion. Commissioner Gambill requested verification of responsibility for power lines/wires and transformers. Director Wortman stated the City would be responsible for the transformers.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Commissioner Donnell seconded by Commissioner Gambill moved to approve Council Decision Request 2004-280, authorizing a \$19,570 procurement from Roy Walker Communications for 20 portable radios to be financed from FEMA "Assistance to Firefighters Grant".

Mayor Carter opened the floor for discussion. Mayor Carter inquired as to bids received on the equipment and alternate bids not meeting criteria. Fire Chief Grafton responded due to a feasibility factor. Administrator Underkofler questioned Chief Grafton about the difference between the grant and estimated cost. Chief Grafton responded that any remaining money would have to have FEMA approval before spending, would have to be returned to FEMA, or would require an amendment to the grant.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Schilling moved to approve Council Decision Request 2004-281, awarding a contract for the renovation of City Hall.

Mayor Carter opened the floor for discussion. No discussion.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter seconded by Commissioner Gambill moved to approve Council Decision Request 2004-282, authorizing an agreement with CGI Communications for voice over community videos to be linked to the web site of the municipality in exchange for the right to market business sponsorships of graphic vinyl banners and bracket systems to be installed on street light pole sites to be identified by the Public Works Department.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter opened the floor for public discussion. Jackie Record introduced herself and other concerned citizens with a petition against a neglected house located at 3120 Pine Avenue. Mr. Toby Farris, who resides at 3120 Pine, stated the property has been neglected and had asked the landlord to maintain the property without success. Mrs. Sara Farris stated she had contacted Nuisance Officer Griffith and Community Development Coordinator Kyle Gill about the situation with no results. Coordinator Gill described the problems with the rental property and maintenance work that needed attention. Mrs. Farris responded that something needed to be done. Coordinator Gill stated a request for inspection on the inside of the property could be issued. Mr. Lucier stated he did not believe the house had been maintained for twenty years with no occupation since last summer, neighbors had mowed the lawn, and police had been

dispatched regularly to the property. Mrs. Record asked for enforcement of the ordinance. Coordinator Gill stated the building was not in a collapsible state, needed property maintenance, did not believe the City could demolish the house, and would require a court order to inspect the property. Further, there could be a Notice of Repairs Necessary and a Request for Inspection sent to the owner. Mayor Carter asked Mr. Gill to send the notices. There was additional discussion on the legal procedures.

Mayor Carter seconded by Commissioner Schilling moved to adjourn to executive session to discuss matters that may lawfully be discussed in closed session: topics pertaining to personnel, real estate or potential litigation including Mattoon Hospitality Group vs. City of Mattoon regarding I-57 East TIF District, Circuit Court Case 2004-CH-19 at 7:56 p.m.

Mayor Carter declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Commissioner Schilling, YEA Mayor Carter.

Mayor Carter left executive session at 8:47 p.m.

Council reconvened at 8:53 p.m.

Mayor Pro-Tem Schilling seconded by Commissioner Donnell moved to adjourn at 8:54 p.m.

Mayor Pro-Tem Schilling declared the motion carried by the following vote: YEA Commissioner Donnell, YEA Commissioner Gambill, YEA Commissioner Hesse, YEA Mayor Pro-Tem Schilling, Absent Mayor Carter.

/s/ Susan J. O'Brien

City Clerk